

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.V.K.BALI

&

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

WA.No. 397 of 2004(E)

AGAINST THE JUDGEMENT IN OP.8164/2003 Dated 30/10/2003

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APPELLANT: RESPONDENT NO.3.

P.A.CHERIAN, PALAKKUDIYIL HOUSE,
KEERAMPARA, KOTHAMANGALAM.

BY ADV. SRI.E.R.VENKATESWARAN

RESPONDENTS: PETITIONER AND RESPONDENTS 1 & 2.

1. LISSY VALSALAN, MEMBER, KEERAMPARA
GRAMA PANCHAYATH, KOTHAMANGALAM.
RESIDING AT KAIPPANAL HOUSE, THATTEKKAD POST,
PALAMATTOM.

2. THE STATE ELECTION COMMISSION,
KERALA, THIRUVANANTHAPURAM.

3. THE KEERAMBARA GRAMA PANCHAYATH
REP. BY ITS SECRETARY.

R1 BY ADV. SRI.K.RAMAKUMAR

R2 BY SRI.MURALI PURUSHOTHAMAN, SC,K.S.E.COMM

R3 BY SRI.R.JAYACHANDRAN

ON 11/12/2006, THIS WRIT APPEAL HAVING BEEN FINALLY HEARD
THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

V.K. BALI, C.J. & C.N.RAMACHANDRAN NAIR, J.

W.A. No. 397 of 2004

Dated, this the 11th day of December, 2006

JUDGMENT

Ramachandran Nair, J.(Oral)

Both sides agree that the term of office of the Panchayat is over. However, counsel submitted that the petitioner wants to pursue the matter because of the disqualification for six years. Since fresh elections are held there is no likelihood of further election within six years. However, if election takes place and the petitioner is unable to contest on account of the disqualification, it will be open to the petitioner to approach this Court. Giving the above freedom to the petitioner we dismiss this writ appeal.

**V.K. BALI,
CHIEF JUSTICE.**

**C.N.RAMACHANDRAN NAIR,
JUDGE.**

vns